

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

MICHAEL D. MCCAIN, SR.,

Plaintiff,

Case No. 2:15-cv-1262

vs.

CHAROLETTE JENKINS, *et al.*,

Defendants.

District Judge Michael H. Watson  
Magistrate Judge Michael J. Newman

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**ORDER AND ENTRY STAYING BRIEFING ON MOTIONS SERVED ON DEFENDANTS BY  
PRO SE PLAINTIFF BUT NOT YET FILED WITH THE COURT**

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On January 18, 2019, Defendants' Counsel contacted the Court by telephone to advise that *pro se* Plaintiff served upon them a 112-page document captioned as *pro se* Plaintiff's cross-motion for summary judgment. See doc. 130 at PageID 1242. Such document has not, however, been filed with the Court by *pro se* Plaintiff as required by the Civil Rules. See Fed. R. Civ. P. 5(d).

The Court cannot act on any motion until it is filed and, therefore, in the interest of justice, the undersigned **STAYS** the deadline by which Defendants may be required under the Local Rules to file a memorandum in opposition. See S.D. Ohio Civ. R. 7.2(a)(2) (stating that "[a]ny memorandum in opposition shall be filed within twenty-one days after the date of service of [a] motion"). The deadline by which Defendants must file any memorandum in opposition to a motion served by *pro se* Plaintiff shall be 21 days after it is filed on the Court's docket.

**IT IS SO ORDERED.**

Date: January 22, 2019

s/ Michael J. Newman  
Michael J. Newman  
United States Magistrate Judge